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COMMENT:

FACSIMILE COVER SHEET

Date: May 27, 2005
To: U.S. Patent and Trademark Office
Fax No: 703-872-9306
From: James P. Naughton
Tel. No: 312-321-4723
Client No: 9623/656

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COVER MESSAGE:

This is regarding Application Serial No. 09/765,270. James S. McClellan is the Examiner and the Group Art No. is 3627.

**BRINKS
HOFFER
GILSON
& LIONE**

A Professional Corporation
Intellectual Property Attorneys

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| | |
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|--|--|

**BRINKS
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

William T. Gross

Serial No.: 09/765,270

Examiner: James S. McClellan

Filed: January 18, 2001

Group Art Unit No. 3627

For: **SYSTEM AND METHOD FOR
RANKING ITEMS**

Mail Stop Amendment
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

TRANSMITTAL

Sir:

Attached are:

- ☒ Transmittal Letter; Amendment and Response After Final Office Action;
☒ Return Receipt Postcard

Fee calculation:

- ☒ No additional fee is required.
☐ Small Entity.
☐ An extension fee in an amount of \$_____ for a _____-month extension of time under 37 C.F.R. § 1.136(a).
☐ A petition or processing fee in an amount of \$_____ under 37 C.F.R. § 1.17(____).
☐ An additional filing fee has been calculated as shown below:

| | | | | | Small Entity | | | Not a Small Entity | |
|---|----------------------------------|-------|---------------------------------|---------------|--------------|-----------|----|--------------------|-----------|
| | Claims Remaining After Amendment | | Highest No. Previously Paid For | Present Extra | Rate | Add'l Fee | or | Rate | Add'l Fee |
| Total | | Minus | | | x \$25= | | | x \$50= | |
| Indep. | | Minus | | | x 100= | | | x \$200= | |
| First Presentation of Multiple Dep. Claim | | | | | + \$180= | | | + \$360= | |
| | | | | | Total | \$ | | Total | \$ |

Fee payment:

- ☐ A check in the amount of \$_____ to cover the above-identified fee(s) is enclosed.
☐ Please charge Deposit Account No. 23-1925 in the amount of \$_____. A copy of this Transmittal is enclosed for this purpose.
☐ Payment by credit card in the amount of \$_____ (Form PTO-2038 is attached).
☒ The Director is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this paper (including any extension fee required to ensure that this paper is timely filed), or to credit any overpayment, to Deposit Account No. 23-1925.

Respectfully submitted,

May 27, 2005
Date

James P. Naughton
James P. Naughton (Reg. No. 39,685)

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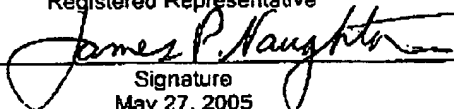
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Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
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on May 27, 2005

Date of Deposit

James P. Naughton

Name of applicant, assignee or
Registered Representative



Signature
May 27, 2005

Date of Signature

Our Case No. 9623/656

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

William T. Gross

Serial No.: 09/765,270

Filing Date: January 18, 2001

For: SYSTEM AND METHOD FOR
RANKING ITEMS

Examiner: James S. McClellan

Group Art Unit No.: 3627

AMENDMENT AND RESPONSE AFTER FINAL OFFICE ACTION

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This paper is timely filed on May 27, 2005 in response to the April 6, 2005 Office Action, which was designated final. Following the telephone discussion between the Examiner and Applicant's undersigned attorney on May 17, 2005, Applicant requests reconsideration of this application in view of the following amendments and remarks.